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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 **IN RE: PORTFOLIO RECOVERY**
11 **ASSOCIATES, LLC, TELEPHONE**
12 **CONSUMER PROTECTION ACT**
13 **LITIGATION**

Case No. 3:11-md-02295-JAH-BGS

Hon. John A. Houston
Hon. Bernard G. Skomal

14 THIS DOCUMENT RELATES TO:
Case No. 14-cv-0109-JAH-BGS

15 **ORDER OF DISMISSAL OF CASSIDY**
16 **MEMBER CASE WITH PREJUDICE**

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18 This cause is before the Court on the Stipulation of Dismissal with Prejudice, filed
19 by Plaintiff Walker Cassidy and Defendant Portfolio Recovery Associates, LLC,
20 regarding said parties' stipulation to dismiss the member case *Walker Cassidy v. Portfolio*
21 *Recovery Associates, LLC*, C/A No. 14cv0109 JAH-BGS ("the *Cassidy* action"), with
22 prejudice and with each party to bear its own costs and attorneys' fees. On proof made to
23 the satisfaction of the Court, and based on the parties' stipulation, the Court finds that the
24 *Cassidy* action must be dismissed with prejudice and with each party to bear its own costs
25 and attorneys' fees.
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1 Based on the foregoing:

2 **IT IS ORDERED** that:

- 3 1. All claims that were or might have been asserted in the *Cassidy* action are
4 dismissed, pursuant to the parties' settlement agreement and to Federal Rule
5 of Civil Procedure 41(a)(1)(A)(ii), with prejudice and with each party to
6 bear its own costs and attorneys' fees.
- 7 2. The Clerk of this Court shall transmit a copy of this Order to the Clerk of
8 the United States Judicial Panel on Multidistrict Litigation. *See* J.P.M.L.
9 Rule 10.1 ("Where the transferee district court terminates an action by valid
10 order, including but not limited to summary judgment, judgment of
11 dismissal and judgment upon stipulation, the transferee district court clerk
12 shall transmit a copy of that order to the Clerk of the Panel."). The *Cassidy*
13 action shall not be remanded to the transferor court, and this Court shall
14 retain the original files and records, unless the transferee judge or the Panel
15 directs otherwise. *Id.*

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17 DATED: February 3, 2015

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19 JOHN A. HOUSTON
20 United States District Judge
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